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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

11 WILLIE SMITH,
12 Plaintiff,
13 vs.
14 HOMES, *et al.*,
15 Defendants.

3:13-cv-00202-MMD-WGC

ORDER

17 Willie Smith, a Nevada inmate incarcerated at Ely State Prison, submitted a *pro se* Civil
18 Rights Complaint (received April 19, 2013), but has not paid the required filing fee of \$350 or filed a
19 complete application to proceed *in forma pauperis*. Plaintiff has failed to include the required
20 financial certificate signed by an authorized prison official or copies of his prison accounts as
21 required by Local Rules of Special Proceedings, rule 1-2.. *See also* 28 U.S.C. § 1915 (a)(2).
22 However, plaintiff will be given an opportunity to file a complete application or pay the filing fee.

23 **IT IS THEREFORE ORDERED** that plaintiff's application to proceed in *forma pauperis*
24 (ECF No. 1) is **DENIED without prejudice**. The Clerk shall send to plaintiff a form and instruction
25 for filing an application to proceed in *forma pauperis*.

26 IT IS FURTHER ORDERED that plaintiff shall have thirty days from the entry of this

1 Order to file a complete *in forma pauperis* application, including the financial affidavit and account
2 records. Failure to timely file the application or pay the full \$350 filing fee may result in this action
3 being dismissed.

4 Dated, this 10 day of June, 2013.

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7 UNITED STATES MAGISTRATE JUDGE

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